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BEFORE THE ARIZONA CORPORATION COMMISSION

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AZ CORP COMMISSION
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IN THE MATTER OF THE APPLICATION
OF NAVOPACHE ELECTRIC
COOPERATIVE, INC., FOR A
DETERMINATION OF THE FAIR VALUE
OF ITS PROPERTY FOR RATEMAKING
PURPOSES, TO FIX A JUST AND
REASONABLE RATE OF RETURN
THEREON, TO APPROVE RATES
DESIGNED TO DEVELOP SUCH RETURN,
AND FOR RELATED APPROVALS.

DOCKET NO. E-01787A-16-0144

REQUEST FOR ELIGIBILITY AND
SUFFICIENCY DETERMINATION

On May 26, 2016 Navopache Electric Cooperative, Inc. ("NEC") filed its Application requesting the establishment of new rates under the streamline procedure established by A.A.C. R14-2-107 (the "Rule"). Notice (in a form approved by Commission Staff) of NEC's intent to file its Application was mailed to NEC's member-customers on May 6, 2016 pursuant to A.A.C. R14-2-107.C.5. The Notice established June 6, 2016 as the deadline for customers to file objections and/or requests to intervene with the Commission in accordance with A.A.C. R14-2-107.F. Pursuant to A.A.C. R14-2-107.G, objections received after June 6, 2016 may not be considered by Staff in determining NEC's eligibility to proceed under the Rule.

Under A.A.C. R14-2-107.B.14 NEC remains eligible for the Rule 107 process unless a minimum of 1,000 objections are timely filed (i.e., by June 6, 2016). As of early afternoon on June 13, 2016, a total of 119 timely (prior to June 6, 2016) objections, including two requests

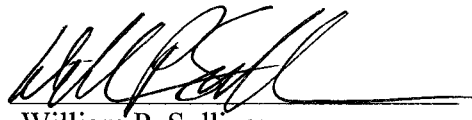
1 to intervene¹ had been docketed.² However, not a single objection alleges or sets forth any
2 fact suggesting NEC's Application is either ineligible or insufficient under Rule 107.

3 NEC appreciates that an increase in rates is seldom welcomed. Also, the number of
4 objections was undoubtedly increased by NEC's need to file the current Application just 14
5 months after an increase went into effect on and after April 1, 2015. Despite these factors, the
6 number of timely objections received remains well below the minimum 1,000 objections
7 needed to render the Application ineligible for processing under the Rule.

8 Wherefore, NEC requests Staff proceed to issue Notices of Eligibility and Sufficiency
9 pursuant to A.A.C. R14-2-107.H no later than June 20, 2016.

10 RESPECTFULLY SUBMITTED this 14th day of June, 2016.

11 **LAW OFFICES OF**
12 **WILLIAM P. SULLIVAN, P.L.L.C.**

13 By: 
14 William P. Sullivan
15 501 East Thomas Road
16 Phoenix, Arizona 85012-3205
17 Attorneys for Navopache Electric
18 Cooperative, Inc.
19
20
21
22

23 ¹ NEC has opposed Mr. Nuzum's request to intervene because it seeks to explore issues related to utility
24 competition, which is inappropriate for a rate application, and, if granted, will unduly broaden the issues
presented.

25 ² Another 19 objections were filed after June 6, 2016 and another 3 objections filed in this docket are actually
related to a Sulphur Springs Valley Electric Cooperative filing. These 22 objections are not included as part of
the 119 total.

PROOF OF AND CERTIFICATE OF MAILING

I hereby certify that on this 14th day of June, 2016, I caused the foregoing document to be served on the Arizona Corporation Commission by delivering the original and thirteen (13) copies of the above to:

Docket Control
Arizona Corporation Commission
1200 West Washington
Phoenix, Arizona 85007

COPY of the foregoing hand-delivered
this 14th day of June, 2016, to:

Dwight Nodes, Esq.
Chief Administrative Law Judge
Hearing Division
ARIZONA CORPORATION COMMISSION
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Phoenix, Arizona 85007

Mr. Thomas Broderick
Director, Utilities Division
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